

REMARKS

Reconsideration and withdrawal of the Examiner's rejections under 35 USC §102(b) is requested in view of the foregoing amendments and the following remarks.

Specification

The Examiner asserts that the application does not contain an abstract of the disclosure as required by 37 CFR 1.72(b) and that an abstract on a separate sheet is required. In response, applicants have added an abstract on a separate sheet.

Claim Objections

The Examiner has objected to claims 6 and 8 because of the following asserted informalities:

In instant claim 6, the acronym "HEQ" should be amended to recite "(1,2-bis-[hardened tallowoyloxy]-3-trimethylammonium propane chloride)", as defined by applicant on page 5 of the instant specification.

In instant claim 8, the phrase "Composition is claimed" should be amended to recite "Composition as claimed" for grammatical purposes.

In response, claims 6 and 8 have been amended according to the Examiner's kind suggestion.

35 USC § 102

The Examiner has rejected claims 1-4, 7-9 and 11 under 35 USC 102(b) as being anticipated by Lewis et al., GB 2,005,322, asserting that Lewis et al. discloses a method

of treating textiles comprising applying to the textile a water-soluble curable polymeric material in an aqueous medium, and simultaneously applying to the textile a compatible exhaustion agent (see abstract and page 1, line 20), per the requirements of the instant invention; that it is further taught by Lewis et al. that a preferred curable polymeric material is of the formula A) or B) (see page 1, lines 27-65 for the structures of formula A) and formula B)), and that preferred exhaustion agents include ionic materials, such as $(\text{NH}_4)_2\text{SO}_4$ (see page 2, lines 22-30). Specifically, note Examples 1-22. Therefore, the Examiner asserts that instant claims 1-4, 7-9 and 11 are anticipated by Lewis et al., GB'322. In response, applicants have cancelled claims 1-4 and added their limitations to amended claim 5 to distinguish the instant invention over Lewis et al. GB'322. Claims 6 - 10 have been amended to correct grammatical errors and to modify dependency to claim 5 from the cancelled claims.

Allowable Subject Matter

Applicants note that claims 5-6 and 10 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims which have been so amended according to the Examiner's kind suggestion.

Applicants have noted the prior art made of record and not relied upon that the Examiner considered pertinent to applicant's disclosure. Applicants respectfully assert that the pending claims as amended are novel and unobvious in view of the prior art of record.

In summary, by the present amendments, an abstract has been added to the specification on a separate sheet. Claims 5 - 10 have been amended, and claims 1-4 and 11 have been cancelled. Applicants submit that no new matter has been added by these amendments.

CONCLUSION

In light of the above amendment and remarks, applicants submit that the claims now pending in the present application are in condition for allowance. Reconsideration and allowance of the application is respectfully requested. If a telephone interview would facilitate prosecution of the application, the Examiner is invited to contact the undersigned at the number provided.

Respectfully submitted,

A handwritten signature in cursive script, reading "Alan A. Bornstein". The signature is written in dark ink and is positioned above a horizontal line.

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